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FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 920
Chicago, Illinois 60606-2832

Phone: (312) 252-1500
Fax: (312) 252-2400
www.fletcher-sippel.com

THOMAS J. LITWILER
(312) 252-1508
tlitwiler@fletcher-sippel.com

April 8, 2010

VIA ELECTRONIC FILING

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20423-0001

ENTERED
Office of Proceedings
APR - 8 2010
Part of
Public Record

Re: **Finance Docket No. 35110**
Florida Department of Transportation -- Acquisition
Exemption -- Certain Assets of CSX Transportation, Inc.

Dear Chief Brown:

On April 6, 2010, the National Railroad Passenger Corporation ("Amtrak") filed a reply to the request of Florida Department of Transportation ("FDOT") that consideration of this proceeding be resumed. Amtrak has not previously appeared or participated in this matter.

Reserving any FDOT response to Amtrak's substantive representations, procedurally FDOT does not object to Amtrak's request to be allowed to file comments on FDOT's pending motion to dismiss by April 30, 2010. This conforms with the schedule previously agreed to by FDOT and the Brotherhood of Railroad Signalmen, heretofore the only other party of record in this proceeding.

Respectfully submitted,


Thomas J. Litwiler
Attorney for Florida Department of Transportation

TJL:tl

cc: Richard S. Edelman, Esq.
George W. Mayo, Jr., Esq.